

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BUTTE DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

**KIETH L. HARDESTY
MELVIN J. VOGT
VALINDA HARTMAN
SHAWN BRESHEARS
TERRY MCCORD
JOSEPH B. THORNOCK
JACOB THORNOCK
JOHNATHAN R. THORNOCK
JAMES REINKE
BRADLEY M. BABB
MATTHEW E. SILVESAN
SAMANTHA J. BRUSH
MICHAEL BERG
ROBERT D. DAIS
DAMIEN M. HILL
JACK T. NICHOLAS
WILLIAM FLEMING
MARVIN SAMSON
HAYDEN L. BROWN
ROBBIE R. KENNEDY
WILLIAM WALKER
KURTIS C. ANDERSON
JOSE A. CARRASCO GONZALEZ**

**ORDER TO DISMISS VIOLATIONS
AND QUASH ARREST
WARRANTS
BUTTE SITE
CVB Violation Nos:**

FABB007F
FBCX005X, FBCX005W
FABB007M
FBCX0067, FBCX0066, FBCX006E
FBCX006C
F490367, F4903670, F4903669
F4903669
F4903670
FABB005Z
FABB005K
FABB005H
FABB0060
FBCX0048
FABB0064, FABB0065
FBCX0049
FBCX0047
FABB006Z
FABB0070
F4868244, F4868243
F4937239
F4937236
FBCX005A, FBCX0059
FBCX005I

**MANUEL JAIME
WILILAM E. TAYLOR,**

FBCX005N
FABB0077

Defendants.

The United States of America, represented by Jennifer S. Clark, Assistant United States Attorney for the District of Montana, having moved for an order dismissing all violations set forth above and quashing the corresponding outstanding arrest warrants and good cause appearing,

IT IS HEREBY ORDERED that the listed citations are dismissed.

IT IS FURTHER ORDERED that all outstanding arrest warrants are quashed.

Dated this 1st day of December, 2021.



Kathleen L. DeSoto
United States Magistrate Judge

JENNIFER S. CLARK
Assistant U.S. Attorney
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Missoula, Montana 59807
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FAX: (406) 542-1476
Email: Jennifer.Clark2@usdoj.gov

**ATTORNEY FOR PLAINTIFF
UNITED STATES OF AMERICA**

**IN THE UNITED STATES DISTRICT COURT
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UNITED STATES OF AMERICA,

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MARVIN SAMSON
HAYDEN L. BROWN**

**MOTION TO DISMISS
VIOLATIONS AND QUASH
ARREST WARRANTS
BUTTE SITE
CVB Violation Nos:**

FABB007F
FBCX005X, FBCX005W
FABB007M
FBCX0067, FBCX0066, FBCX006E
FBCX006C
F490367, F4903670, F4903669
F4903669
F4903670
FABB005Z
FABB005K
FABB005H
FABB0060
FBCX0048
FABB0064, FABB0065
FBCX0049
FBCX0047
FABB006Z
FABB0070
F4868244, F4868243

ROBBIE R. KENNEDY
WILLIAM WALKER
KURTIS C. ANDERSON
JOSE A. CARRASCO GONZALEZ
MANUEL JAIME
WILILAM E. TAYLOR

F4937239
F4937236
FBCX005A, FBCX0059
FBCX005I
FBCX005N
FABB0077

Defendants.

The United States of America, represented by Jennifer S. Clark, Assistant United States Attorney for the District of Montana, moves the Court for an order dismissing the above citation in the interest of justice and quashing any outstanding warrants. A proposed order accompanies this motion.

DATED this 30TH day of November, 2021.

LEIF M. JOHNSON
United States Attorney

_____/s/ Jennifer S. Clark ____
JENNIFER S. CLARK
Assistant U.S. Attorney

CERTIFICATE OF COMPLIANCE

Pursuant to L.R. CR 47.1, I hereby certify that the foregoing document is proportionately spaced, has a typeface of 14 points or more.

DATED this 30TH day of November, 2021.

_____/s/ Jennifer S. Clark _____
JENNIFER S. CLARK
Assistant U.S. Attorney

2:20-po-05002-KLD	USA vs Hardesty	Case filed: 02/19/2020
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2:20-po-05003-KLD	USA vs Vogt	Case filed: 05/20/2020
2:20-po-05007-KLD	USA vs Hartman	Case filed: 08/19/2020
2:20-po-05008-KLD	USA vs Breshears	Case filed: 11/18/2020
2:20-po-05010-KLD	USA vs Mccord	Case filed: 11/18/2020
2:20-po-05012-KLD	USA vs Thornock	Case filed: 11/18/2020
2:21-po-05001-KLD	USA v. Thornock	Case filed: 02/02/2021
2:21-po-05002-KLD	USA v. Thornock	Case filed: 02/02/2021
2:21-po-05003-KLD	USA vs Breshears	Case filed: 02/17/2021

2:17-po-05000-KLD	USA vs Reinke	Case filed: 05/24/2017
2:17-po-05002-KLD	USA vs Babb	Case filed: 05/25/2017
2:17-po-05005-KLD	USA vs Silvesan	Case filed: 05/25/2017
2:17-po-05010-KLD	USA vs Brush	Case filed: 08/31/2017
2:17-po-05016-KLD	USA vs Berg	Case filed: 11/22/2017
2:17-po-05018-KLD	USA vs Davis	Case filed: 11/22/2017
2:17-po-05022-KLD	USA vs Hill	Case filed: 11/22/2017
2:17-po-05023-KLD	USA vs Nicholas	Case filed: 11/22/2017
2:18-po-05009-KLD	USA vs Fleming	Case filed: 11/21/2018
2:18-po-05013-KLD	USA vs Samson	Case filed: 11/21/2018

2:19-po-05002-KLD	USA vs Brown	Case filed: 05/30/2019
2:19-po-05003-KLD	USA vs Kennedy	Case filed: 05/30/2019
2:19-po-05004-KLD	USA vs Walker	Case filed: 05/30/2019

2:19-po-05005-KLD	USA vs Anderson	Case filed: 08/22/2019
2:19-po-05007-KLD	USA vs Carrasco Gonzalez	Case filed: 08/22/2019
2:19-po-05008-KLD	USA vs Jaime	Case filed: 08/22/2019
2:19-po-05010-KLD	USA vs Taylor	Case filed: 08/22/2019

Office: Butte	1 - Kieth L Hardesty	Added: 02/19/2020
Office: Butte	1 - Melvin J Vogt	Added: 05/20/2020
Office: Butte	1 - Valinda Hartman	Added: 08/19/2020
Office: Butte	1 - Shawn Breshears	Added: 11/18/2020
Office: Butte	1 - Terry Mccord	Added: 11/18/2020
Office: Butte	1 - Joseph B Thornock	Added: 11/18/2020
Office: Butte	1 - Jacob Thornock	Added: 02/02/2021
Office: Butte	1 - Johnathan R. Thornock	Added: 02/02/2021
Office: Butte	1 - Shawn Breshears	Added: 02/17/2021
Office: Butte	1 - James Reinke	Added: 05/24/2017
Office: Butte	1 - Bradley M Babb	Added: 05/25/2017
Office: Butte	1 - Matthew E Silvesan	Added: 05/25/2017
Office: Butte	1 - Samantha J Brush	Added: 08/31/2017
Office: Butte	1 - Michael Berg	Added: 11/22/2017
Office: Butte	1 - Robert D Davis	Added: 11/22/2017
Office: Butte	1 - Damien M Hill	Added: 11/22/2017
Office: Butte	1 - Jack T Nicholas	Added: 11/22/2017
Office: Butte	1 - William Fleming	Added: 11/21/2018
Office: Butte	1 - Marvin Samson	Added: 11/21/2018
Office: Butte	1 - Hayden L Brown	Added: 05/30/2019
Office: Butte	1 - Robbie R Kennedy	Added: 05/30/2019
Office: Butte	1 - William Walker	Added: 05/30/2019
Office: Butte	1 - Kurtis C Anderson	Added: 08/22/2019
Office: Butte	1 - Jose A Carrasco Gonzalez	Added: 08/22/2019
Office: Butte	1 - Manuel Jaime	Added: 08/22/2019
Office: Butte	1 - William E Taylor	Added: 08/22/2019

FABB007F	camping longer than 16 days	Janik	M4B
	operating MV with expired registration, fail		
	to secure transported timber with two		
FBCX005X, FBCX005W	chains	Mickelson	M4B
FABB007M	camping longer than 16 days	Janik	M4B
FBCX0067, FBCX0066	not extinguishing campfire, LEAVING REFUSE	Mickelson	M4B
FBCX006C	operating MV with suspended license	Mickelson	M4B
F4903671, F4903670, F4903669	food storage;	Pieprzyca	M4B
F4903669	food storage;	Pieprzyca	M4B
F4903670	food storage;	Pieprzyca	M4B
FBCX006E	Fail to dispose of all garbage	Mickelson	M4B
FABB005Z	camping longer than allowed	Janik	M4B
FABB005K	allowing child to ride atv w/o helmet	Janik	M4B
FABB005H	discharge of an explosive as prohibited	Janik	M4B
FABB0060	operating MV with child not restrained	Janik	M4B
FBCX0048	building campfire during stage 1	Mickelson	M4B
FABB0064, FABB0065	camping longer than 16 days; leaving refuse	Janik	M4B
FBCX0049	building fire during stage 1	Mickelson	M4B
FBCX0047	building fire during stage 1	Mickelson	M4B
FABB006Z	Gather firewood without permit	Janik	M4B
FABB0070	leaving or possessing litter exposed	Janik	M4B
	driving off road in a manner causing		
	resource damage, operating full size truck		
F4868244, F4868243	on ATV trail	Closson	M4B
F4937239	building/maintainig campfire when restricted	Jaramillo	M4B
F4937236	using fire or stove during Stage 1	Jaramillo	M4B
	Possessing leaving refuse in exposed or		
	unsanitary condition; abandoning personal		
FBCX005A, FBCX0059	property	Mickelson	M4B
FBCX005I	harvesting mushrooms w/o permit	Mickelson	M4B
FBCX005N	harvesting mushrooms w/o permit	Mickelson	M4B
FABB0077	camping longer than allowed	Janik	M4B